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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/827,175

04/06/2001

Michael Sokol

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32294

7590

11/07/2005

SQUIRE, SANDERS & DEMPSEY L.L.P.

14TH FLOOR

8000 TOWERS CRESCENT

TYSONS CORNER, VA 22182

EXAMINER

YAO, KWANG BIN

ART UNIT

PAPER NUMBER

2667

DATE MAILED: 11/07/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/827,175

Applicant(s)

SOKOL ET AL.

Examiner

Kwang B. Yao

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 24 August 2005.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-16 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1,3-9 and 11-16 is/are rejected.
- 7) ☒ Claim(s) 2 and 10 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____.

DETAILED ACTION

Claim Rejections - 35 USC § 103

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1, 3-9, 11-16 are rejected under 35 U.S.C. 103(a) as being unpatentable over Erimli et al. (US 6,760, 341) in view of Smith (US 6,011,793).

Erimli et al. discloses a communication system comprising the following features:

regarding claim 1, a first switch (Fig. 2, switch 22a) having a first memory (Fig. 2, memory 36a), interface and a first expansion port (Fig. 2, expansion port 30); a first memory (Fig. 2, memory 36a) coupled to the first switch (Fig. 2, switch 22a) with a first memory (Fig. 2, memory 36a) bus (Fig. 2, bus 38); an expansion bus (Fig. 2, bus 32) having a first expansion bus (Fig. 2, bus 32) interface and a second expansion bus (Fig. 2, bus 32) interface, said first expansion bus (Fig. 2, bus 32) interface connected to said first expansion port (Fig. 2, expansion port 30); and a second switch (Fig. 2, switch 22b) having a second memory interface (Fig. 2, memory 44b) and a second expansion port (Fig. 2, expansion port 30), said second expansion port (Fig. 2, expansion port 30) connected to said second expansion bus (Fig. 2, bus 32) interface, thereby connecting said first switch (Fig. 2, switch 22a) to said second switch (Fig. 2, switch 22b); and a second memory (Fig. 2, memory 36b) coupled to the second switch (Fig. 2, switch 22b) with a second memory (Fig. 2, memory 36b) bus (Fig. 2, bus 38); regarding claim 3, wherein said first memory

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interface (Fig. 2, memory 44a) is configured to be connected to the first external memory and said second memory interface (Fig. 2, memory 44b) is configured to be connected to the second memory (Fig. 2, memory 36b); regarding claim 4, a command bus (column 6, lines 9-15) connected between said first switch (Fig. 2, switch 22a) and said second switch (Fig. 2, switch 22b) allowing commands to be communicated between said first switch (Fig. 2, switch 22a) and said second switch (Fig. 2, switch 22b); regarding claim 5, a memory interface that accesses memory via a memory bus (Fig. 2, bus 38); and an expansion port (Fig. 2, expansion port 30) connected to said memory interface; regarding claim 6, wherein said expansion port (Fig. 2, expansion port 30) further comprises a proxy (Fig. 2, switching logic 28) component that when activated allows data packets to be written (column 5, lines 15-19) to said memory from another switch through said expansion port (Fig. 2, expansion port 30); regarding claim 7, wherein said memory interface is configured to access external memory; regarding claim 8, a command bus (column 6, lines 9-15) interface configured to be connected to another switch allowing commands to be communicated between switches; regarding claim 9, a first switch (Fig. 2, switch 22a) having a first memory (Fig. 2, memory 36a) and a first expansion port (Fig. 2, expansion port 30); an expansion bus (Fig. 2, bus 32) having a first expansion bus (Fig. 2, bus 32) end and a second expansion bus (Fig. 2, bus 32) end, said first expansion bus (Fig. 2, bus 32) end connected to said first expansion port (Fig. 2, expansion port 30); and a second switch (Fig. 2, switch 22b) having a second memory (Fig. 2, memory 36b) and a second expansion port (Fig. 2, expansion port 30), said second expansion port (Fig. 2, expansion port 30) connected to said second expansion bus (Fig. 2, bus 32) end, thereby connecting said first switch (Fig. 2, switch 22a) to said second switch (Fig. 2, switch 22b); regarding claim 11, wherein said first memory

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(Fig. 2, memory 36a) is external memory and said second memory (Fig. 2, memory 36b) is external memory; regarding claim 12, a command bus (column 6, lines 9-15) connected between said first switch (Fig. 2, switch 22a) and said second switch (Fig. 2, switch 22b) allowing commands to be communicated between said first switch (Fig. 2, switch 22a) and said second switch (Fig. 2, switch 22b); regarding claim 13, a method for sharing memory between a first switch (Fig. 2, switch 22a) and a second switch (Fig. 2, switch 22b) connected to each other by an expansion bus (Fig. 2, bus 32) comprising the steps of: sending a command from a first switch (Fig. 2, switch 22a) to a second switch (Fig. 2, switch 22b) that said first switch (Fig. 2, switch 22a) is about to perform a memory read or write (column 5, lines 15-19); reading or writing (column 5, lines 15-19) a portion of packet data to local memory of said first switch (Fig. 2, switch 22a) using a memory bus (Fig. 2, bus 38); and reading or writing (column 5, lines 15-19) another portion of packet data to alternate memory through said second switch (Fig. 2, switch 22b) using said expansion bus (Fig. 2, bus 32); regarding claim 14, wherein said step of sending a command further comprises configuring said second switch (Fig. 2, switch 22b) to be a proxy (Fig. 2, switching logic 28) allowing said packet data to be written (column 5, lines 15-19) to said second memory (Fig. 2, memory 36b) by said first switch (Fig. 2, switch 22a) through said expansion bus (Fig. 2, bus 32); regarding claim 15, wherein said step of sending a command comprises the step of sending said command across a command bus (column 6, lines 9-15) connected between said first switch (Fig. 2, switch 22a) and said second switch (Fig. 2, switch 22b) allowing commands to be communicated between said first switch (Fig. 2, switch 22a) and said second switch (Fig. 2, switch 22b). See column 1-6.

Erimli et al. does not disclose the following features: regarding claim 1, wherein said expansion bus allows said first switch to directly access said second memory interface through said second switch and said second switch to directly access said first memory interface through said first switch to increase a bandwidth of a read/write operation to the first memory and the second memory; regarding claim 5, wherein said expansion port is configured to be connected to an expansion bus connected to another switch thereby connecting two switches together allowing for sharing of memory to increase a bandwidth available for a read/write operation; regarding claim 6, wherein said expansion port further comprises a proxy component that when activated allows data packets to be read from said memory from another switch through said expansion port; regarding claim 9, wherein said expansion bus allows said first switch to directly access said second memory through said second switch and said second switch to directly access said first memory through said first switch to increase a bandwidth of a read/write operation to the first memory and the second memory; regarding claim 13, enabling data packets to be read or written to said first switch by said second switch through said expansion bus; regarding claim 14, wherein said step of sending a command further comprises configuring said second switch to be a proxy allowing said packet data to be read from said second memory by said first switch through said expansion bus; regarding claim 16, enabling data packets to read or written to said second switch by said first switch through said expansion bus.

Smith discloses a communication system comprising the following features: regarding claim 1, wherein said expansion bus allows said first switch (Fig. 3, switch 200) to directly access said second memory (Fig. 3, memory 241) interface through said second switch (Fig. 3, switch 201) and said second switch (Fig. 3, switch 201) to directly access said first memory (Fig.

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3, memory 240) interface through said first switch (Fig. 3, switch 200) to increase a bandwidth of a read (column 6, lines 43-65)/write operation to the first memory (Fig. 3, memory 240) and the second memory (Fig. 3, memory 241); regarding claim 5, wherein said expansion port is configured to be connected to an expansion bus connected to another switch thereby connecting two switches together allowing for sharing of memory to increase a bandwidth available for a read (column 6, lines 43-65)/write operation; regarding claim 6, wherein said expansion port further comprises a proxy component that when activated allows data packets to be read (column 6, lines 43-65) from said memory from another switch through said expansion port; regarding claim 9, wherein said expansion bus allows said first switch (Fig. 3, switch 200) to directly access said second memory (Fig. 3, memory 241) through said second switch (Fig. 3, switch 201) and said second switch (Fig. 3, switch 201) to directly access said first memory (Fig. 3, memory 240) through said first switch (Fig. 3, switch 200) to increase a bandwidth of a read (column 6, lines 43-65)/write operation to the first memory (Fig. 3, memory 240) and the second memory (Fig. 3, memory 241); regarding claim 13, enabling data packets to be read or written to said first switch (Fig. 3, switch 200) by said second switch (Fig. 3, switch 201) through said expansion bus (column 6, lines 43-65); regarding claim 14, wherein said step of sending a command further comprises configuring said second switch (Fig. 3, switch 201) to be a proxy allowing said packet data to be read (column 6, lines 43-65) from said second memory (Fig. 3, memory 241) by said first switch (Fig. 3, switch 200) through said expansion bus; regarding claim 16, enabling data packets to read or written to said second switch (Fig. 3, switch 201) by said first switch (Fig. 3, switch 200) through said expansion bus (column 6, lines 43-65). See column 1-13. It would have been obvious to one of the ordinary skill in the art at the time of

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the invention to modify the system of Erimli et al., by using the features, as taught by Smith, in order to provide an efficient system by activating the appropriate bus line units in turn over the course of the reading phase to facilitate data transfer from the memory means to the switch unit of each selected pair for the switch unit concerned. See Smith, column 5, lines 12-15.

Allowable Subject Matter

3. Claims 2 and 10 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Response to Arguments

4. Applicant's arguments filed 8/24/05 have been fully considered but they are not persuasive.

On page 9, first paragraph, Applicant argues that Erimli et al. fails to disclose or suggest enabling data packets to be read or written to the first switch by the second switch through the expansion bus. Examiner respectfully disagrees with this argument. It is noted that Smith disclose the following features: enabling data packets to be read or written to said first switch (Fig. 3, switch 200) by said second switch (Fig. 3, switch 201) through said expansion bus. See column 6, lines 43-65. Therefore, it is respectfully submitted the combined reference of Erimli et al. and Smith would have been obvious to arrive the invention in the newly amended claim 13.

On page 13, first paragraph, Applicant argues that Erimli et al. and Smith fail to disclose "said expansion bus allows said first switch to directly access said second memory interface

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through second switch to increase a bandwidth of a read/write operation to the first memory and the second memory” recited in claim 1; “an expansion bus connected to another switch thereby connecting two switches together allowing for sharing of memory to increase a bandwidth available for a read/write operation” recited in claim 5; “reading or writing a portion of packet data to alternate memory through said second switch using said expansion bus” recited in claim 13. Examiner respectfully disagrees with this argument. Smith discloses the following features: regarding claim 1, wherein said expansion bus allows said first switch (Fig. 3, switch 200) to directly access said second memory (Fig. 3, memory 241) interface through said second switch (Fig. 3, switch 201) and said second switch (Fig. 3, switch 201) to directly access said first memory (Fig. 3, memory 240) interface through said first switch (Fig. 3, switch 200) to increase a bandwidth of a read (column 6, lines 43-65)/write operation to the first memory (Fig. 3, memory 240) and the second memory (Fig. 3, memory 241); regarding claim 5, an expansion bus connected to another switch thereby connecting two switches together allowing for sharing of memory to increase a bandwidth available for a read (column 6, lines 43-65)/write operation. Erimli et al. discloses the following features: regarding claim 13, reading or writing (column 5, lines 15-19) a portion of packet data to local memory of said first switch (Fig. 2, switch 22a) using a memory bus (Fig. 2, bus 38); and reading or writing (column 5, lines 15-19) another portion of packet data to alternate memory through said second switch (Fig. 2, switch 22b) using said expansion bus (Fig. 2, bus 32). Therefore, it is respectfully submitted the combined reference of Erimli et al. and Smith would have been obvious to arrive the claimed invention.

On page 13, second paragraph to page 14, Applicant argues that Erimli et al. fails to access two separate memories over an expansion bus and a memory bus; a first memory coupled

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to a first switch with a first memory bus, and a second memory coupled to a second switch with a second memory bus, and using an expansion bus to access the memories; by using two separate buses to perform, a read/write operation, the bandwidth may be increased by the addition of the expansion bus in accessing the second memory. Examiner respectfully disagrees with these arguments. Erimli et al. discloses following features: a first switch (Fig. 2, switch 22a) having a first memory (Fig. 2, memory 36a), interface and a first expansion port (Fig. 2, expansion port 30); a first memory (Fig. 2, memory 36a) coupled to the first switch (Fig. 2, switch 22a) with a first memory (Fig. 2, memory 36a) bus (Fig. 2, bus 38); an expansion bus (Fig. 2, bus 32) having a first expansion bus (Fig. 2, bus 32) interface and a second expansion bus (Fig. 2, bus 32) interface, said first expansion bus (Fig. 2, bus 32) interface connected to said first expansion port (Fig. 2, expansion port 30); and a second switch (Fig. 2, switch 22b) having a second memory interface (Fig. 2, memory 44b) and a second expansion port (Fig. 2, expansion port 30), said second expansion port (Fig. 2, expansion port 30) connected to said second expansion bus (Fig. 2, bus 32) interface, thereby connecting said first switch (Fig. 2, switch 22a) to said second switch (Fig. 2, switch 22b); and a second memory (Fig. 2, memory 36b) coupled to the second switch (Fig. 2, switch 22b) with a second memory (Fig. 2, memory 36b) bus (Fig. 2, bus 38). Smith disclose the following features: wherein said expansion bus allows said first switch (Fig. 3, switch 200) to directly access said second memory (Fig. 3, memory 241) interface through said second switch (Fig. 3, switch 201) and said second switch (Fig. 3, switch 201) to directly access said first memory (Fig. 3, memory 240) interface through said first switch (Fig. 3, switch 200) to increase a bandwidth of a read (column 6, lines 43-65)/write operation to the first memory (Fig. 3, memory 240) and the second memory (Fig. 3, memory 241). Therefore, it is

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respectfully submitted the combined reference of Erimli et al. and Smith would have been obvious to arrive the claimed invention.

On page 14, last paragraph, Applicant argues that Smith fails to disclose or suggest an expansion bus allowing the first switch to directly access the second memory interface and the second switch to directly access the first memory; an expansion bus allowing a first switch to directly access a second memory through a second switch to increase a bandwidth of a read/write operation to the first memory and the second memory. Examiner respectfully disagrees with these arguments. Examiner respectfully disagrees with these arguments. Erimli et al. discloses following features: a first switch (Fig. 2, switch 22a) having a first memory (Fig. 2, memory 36a), interface and a first expansion port (Fig. 2, expansion port 30); a first memory (Fig. 2, memory 36a) coupled to the first switch (Fig. 2, switch 22a) with a first memory (Fig. 2, memory 36a) bus (Fig. 2, bus 38); an expansion bus (Fig. 2, bus 32) having a first expansion bus (Fig. 2, bus 32) interface and a second expansion bus (Fig. 2, bus 32) interface, said first expansion bus (Fig. 2, bus 32) interface connected to said first expansion port (Fig. 2, expansion port 30); and a second switch (Fig. 2, switch 22b) having a second memory interface (Fig. 2, memory 44b) and a second expansion port (Fig. 2, expansion port 30), said second expansion port (Fig. 2, expansion port 30) connected to said second expansion bus (Fig. 2, bus 32) interface, thereby connecting said first switch (Fig. 2, switch 22a) to said second switch (Fig. 2, switch 22b); and a second memory (Fig. 2, memory 36b) coupled to the second switch (Fig. 2, switch 22b) with a second memory (Fig. 2, memory 36b) bus (Fig. 2, bus 38). Smith disclose the following features: wherein said expansion bus allows said first switch (Fig. 3, switch 200) to directly access said second memory (Fig. 3, memory 241) interface through said second switch (Fig. 3, switch 201)

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and said second switch (Fig. 3, switch 201) to directly access said first memory (Fig. 3, memory 240) interface through said first switch (Fig. 3, switch 200) to increase a bandwidth of a read (column 6, lines 43-65)/write operation to the first memory (Fig. 3, memory 240) and the second memory (Fig. 3, memory 241). Therefore, it is respectfully maintained the combined reference of Erimli et al. and Smith would have been obvious to arrive the claimed invention.

Conclusion

5. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

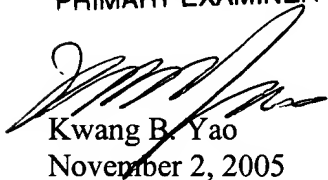
6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kwang B. Yao whose telephone number is 571-272-3182. The examiner can normally be reached on M-F.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Chi H. Pham can be reached on 571-272-3179. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

KWANG BIN YAO
PRIMARY EXAMINER



Kwang B. Yao
November 2, 2005